

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF TENNESSEE  
WESTERN DIVISION

In re ACCREDO HEALTH, INC. SECURITIES LITIGATION	) Civil Action No. 03-2216-BBD
	)
	) <u>CLASS ACTION</u>
<hr/> This Document Relates To:	)
ALL ACTIONS.	) LEAD PLAINTIFFS' MOTION <i>IN LIMINE</i> #18 TO PRECLUDE EVIDENCE AND ARGUMENT IDENTIFYING GLENNON MOYERS' OPINIONS AS AN AUDIT AND OPINION OF KPMG
<hr/>	)

Lead Plaintiffs, Louisiana School Employees' Retirement System and Debra Swiman (together, "Lead Plaintiffs") and the Class of investors who purchased Accredo stock between June 16, 2002 and April 7, 2003, respectfully move the Court for an order precluding Defendants from offering any evidence of or referring to the opinions of their accounting expert, Glennon Moyers ("Moyers"), as being an audit and opinion of KPMG, LLP ("KPMG"), or stating or introducing any testimony that KPMG has concurred, agreed or has reached any conclusion regarding any matter in this case.

Pursuant to the parties' March 9, 2008 stipulation, *see* Ex. A attached hereto, Defendants have already agreed that they will not offer or make reference to such evidence during trial. As such, Plaintiffs respectfully request that the Court issue an *in limine* order, consistent with the parties' March 9, 2008 agreement.

DATED: September 8, 2008

Respectfully submitted,

COUGHLIN STOIA GELLER  
RUDMAN & ROBBINS LLP  
MARK SOLOMON  
TOR GRONBORG  
JONAH H. GOLDSTEIN  
DAVID W. MITCHELL  
TRIG R. SMITH  
NATHAN W. BEAR

---

s/ TOR GRONBORG  
TOR GRONBORG

655 West Broadway, Suite 1900  
San Diego, CA 92101  
Telephone: 619/231-1058  
619/231-7423 (fax)

Co-Lead Counsel for Plaintiffs

GLASSMAN, EDWARDS, WADE  
& WYATT, P.C.  
B.J. WADE, #5182  
26 N. Second Street Building  
Memphis, TN 38103  
Telephone: 901/527-4673  
901/521-0940 (fax)

BERNSTEIN LITOWITZ BERGER &  
GROSSMANN LLP  
BLAIR A. NICHOLAS  
TIMOTHY A. DELANGE  
BRETT M. MIDDLETON  
MATTHEW P. JUBENVILLE  
12481 High Bluff Drive, Suite 300  
San Diego, CA 92130  
Telephone: 858/793-0070  
858/793-0323 (fax)

Liaison Counsel

C:\Program Files\DocsCorp\pdfDocs PDF\users\MicheleH\Import\MOT00053840.doc

# EXHIBIT A



SAN DIEGO • SAN FRANCISCO  
NEW YORK • BOCA RATON  
WASHINGTON, DC  
LOS ANGELES • PHILADELPHIA

Tor Gronborg  
TorG@csgr.com

March 3, 2008

VIA EMAIL

Mark D. Trainer, Esq.  
ALSTON + BIRD LLP  
One Atlantic Center  
1201 West Peachtree Street  
Atlanta, GA 30309-3424

Re: *In re Accredo Health, Inc. Sec. Litig.*

Dear Mark:

Pursuant to our discussion regarding defendants' expert, Glennon Moyers, defendants agree that in briefing on any dispositive or pretrial motions and at trial, neither defendants, their counsel nor their experts will assert that KPMG has opined on any matter in this litigation or make any assertion that the "Big Four" accounting firms concur, agree or reached any conclusions regarding any matter in this litigation. Please sign below to confirm your agreement.

Sincerely,

A handwritten signature in black ink that reads "Tor Gronborg, Esq." Below the signature, the name "TOR GRONBORG" is printed in capital letters.

A handwritten signature in black ink that appears to be "MDT".  
\_\_\_\_\_  
MARK D. TRAINER  
Counsel for Defendants  
Accredo Health, Inc., David D. Stevens  
and Joel R. Kimbrough

TG:rje  
S:\Cases\SD\Accredo\Corres\Trainer 3-3-08.doc

**CERTIFICATE OF SERVICE**

I hereby certify that on September 8, 2008, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the e-mail addresses denoted on the attached Electronic Mail Notice List, and I hereby certify that I have mailed the foregoing document or paper via the United States Postal Service to the non-CM/ECF participants indicated on the attached Manual Notice List.

I certify under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed on September 8, 2008.

s/ TOR GRONBORG  
TOR GRONBORG

COUGHLIN STOIA GELLER  
RUDMAN & ROBBINS LLP  
655 West Broadway, Suite 1900  
San Diego, CA 92101-3301  
Telephone: 619/231-1058  
619/231-7423 (fax)

E-mail:[torg@csgrr.com](mailto:torg@csgrr.com)  
<mailto:torg@csgrrlaw.com>

## Mailing Information for a Case 2:03-cv-02216-BBD-gbc

### Electronic Mail Notice List

The following are those who are currently on the list to receive e-mail notices for this case.

- **George E. Barrett**  
gbarrett@barrettjohnston.com
- **Nathan W. Bear**  
NBear@csgrr.com,stremblay@csgrr.com
- **Saul C. Belz**  
sbelz@glankler.com,aopospisil@glankler.com
- **Paul Kent Bramlett**  
pknashlaw@aol.com
- **Linda F Burnsed**  
lburnsed@cbslawyers.net
- **Karen M. Campbell**  
kcampbell@appersoncrump.com
- **F. Guthrie Castle , Jr**  
fgc@castle-law.com
- **Stanley M. Chernau**  
s.chernau@chernau.com
- **Timothy A. DeLange**  
timothyd@blbglaw.com,brettm@blbglaw.com,samj@blbglaw.com,kristinas@blbglaw.com,matthe
- **Amy Ferguson Dudek**  
adudek@glankler.com,aopospisil@glankler.com
- **Jef Feibelman**  
jfeibelman@bpjlaw.com,cbiscoe@bpjlaw.com
- **Tor Gronborg**  
torg@csgrr.com,e\_file\_sd@csgrr.com
- **Douglas F. Halijan**  
dhalijan@bpjlaw.com,mmarshall@bpjlaw.com
- **Dixie W. Ishee**  
woodcarltonishee@bellsouth.net

- **Matthew P. Jubenville**  
matthewj@blbglaw.com
- **Emily C. Komlossy**  
ekomlossy@faruqilaw.com
- **Quitman Robins Ledyard , II**  
bledyard@borodandkramer.com
- **Brett M. Middleton**  
brettm@blbglaw.com
- **Timothy L. Miles**  
tmiles@barrettjohnston.com
- **David W. Mitchell**  
davidm@csgrr.com
- **Blair N. Nicholas**  
blairn@blbglaw.com
- **Russell F.A. Riviere**  
russellr@blbglaw.com
- **Kevin Hunter Sharp**  
ksharp@dsattorneys.com
- **Scott N. Sherman**  
scott.sherman@alston.com
- **Gary K. Smith**  
gsmith@appersoncrump.com,clunsford@appersoncrump.com,kcampbell@appersoncrump.com
- **Trig R. Smith**  
trigs@csgrr.com
- **Mark D. Trainer**  
mark.trainer@alston.com
- **B. J. Wade**  
bwade@gewwlaw.com
- **Allison Wannamaker**  
wannamakera@thomasonlaw.com
- **Kelly C. Wilcove**  
kelly.wilcove@alston.com, valerie.nouman@alston.com

## Manual Notice List

The following is the list of attorneys who are **not** on the list to receive e-mail notices for this case (who therefore require manual noticing). You may wish to use your mouse to select and copy this list into your word processing program in order to create notices or labels for these recipients.

**Ramzi Abadou**

LERACH COUGHLIN STOIA GELLER RUDMAN & ROBBINS, LLP  
655 West Broadway  
Suite 1900  
San Diego, CA 92101

**Guri Ademi**

ADEMI & O'REILLY, LLP  
3620 East Layton Ave.  
Cudahy, WI 53110

**Shpetim Ademi**

ADEMI & O'REILLY, LLP  
3620 East Layton Ave.  
Cudahy, WI 53110

**Lauren S. Antonino**

CHITWOOD & HARLEY  
1230 Peachtree St., N.E.  
2900 Promenade II  
Atlanta, GA 30309

**Peter Q. Bassett**

ALSTON & BIRD  
1201 West Peachtree St.  
Atlanta, GA 30309-3424

**Javier Bleichmar**

BERNSTEIN LITOWITZ BERGER & GROSSMAN  
1285 Ave of the Americas  
38th Floor  
New York, NY 10019

**Martin D. Chitwood**

CHITWOOD HARLEY & HARNES LLP  
1230 Peachtree St., N.E.  
2900 Promenade II  
Atlanta, GA 30309

**Patricia A. Connell**

ERNST & YOUNG  
5 Times Square  
New York, NY 10036-6530

**Gregory M. Egleston**

BERNSTEIN LIEBHARD & LIFSHITZ, LLP  
10 East 40th Street  
New York, NY 10016

**Nadeem Faruqi**

FARUQI & FARUQI, LLP  
369 Lexington Avenue  
10th Floor  
New York, NY 10017

**Mark C. Gardy**

ABBEY GARDY, LLP  
212 East 39th St.  
New York, NY 10016

**Carol V. Gilden**

MUCH SHELST FREED DENENBERG AMENT & RUBENSTEIN, P.C.  
191 N. Wacker Dr.  
Ste. 1800  
Chicago, IL 60606-1615

**Karen M. Hanson**

LOCKRIDGE GRINDAL NAUEN, PLLP  
100 Washington Ave., South  
Ste. 2200  
Minneapolis, MN 55401

**Ronald B. Hauben**

ERNST & YOUNG  
5 Times Square  
New York, NY 10036-6530

**Marc S. Henzel**

LAW OFFICES OF MARC S. HENZEL  
273 Montgomery Ave.  
Ste. 202  
Bala Cynwyd, PA 19004

**Fred Taylor Isquith**

, Esq

WOLF HALDENSTEIN ADLER FREEMAN & HERZ LLP  
270 Madison Ave.  
New York, NY 10016

**Douglas S. Johnston**

BARRETT JOHNSTON & PARSLEY  
217 Second Avenue North  
Nashville, TN 37201-1601

**Nancy Kaboolian**

ABBEY GARDY, LLP  
212 East 39th St.  
New York, NY 10016

**William S. Lerach**

LERACH COUGHLIN STOIA GELLER RUDMAN & ROBBINS, LLP  
655 West Broadway  
Suite 1900  
San Diego, CA 92101

**Mel E. Lifshitz**

BERNSTEIN LIEBHARD & LIFSHITZ, LLP  
10 East 40th Street  
New York, NY 10016

**Richard A. Lockridge**

LOCKRIDGE GRINDAL NAUEN, PLLP  
100 Washington Ave., South  
Ste. 2200  
Minneapolis, MN 55401

**Douglas M McKeige**

BERNSTEIN LITOWITZ BERGER & GROSSMAN  
1285 Ave of the Americas  
38th Floor  
New York, NY 10019

**Eitan Misulovin**

BERNSTEIN LITOWITZ BERGER & GROSSMAN  
1285 Ave of the Americas  
38th Floor  
New York, NY 10019

**Michael E. Moskovitz**

MUCH SHELIST FREED DENENBERG AMENT & RUBENSTEIN, P.C.  
191 N. Wacker Dr.  
Ste. 1800  
Chicago, IL 60606-1615

**Gregory M. Nespolo**

, Esq

WOLF HALDENSTEIN ADLER FREEMAN & HERZ LLP  
270 Madison Ave.  
New York, NY 10016

**Darren J Robbins**

LERACH COUGHLIN STOIA GELLER RUDMAN & ROBBINS, LLP  
655 W. Broadway  
Ste. 1900  
San Diego, CA 92101

**Robert M. Roseman**

SPECTOR ROSEMAN & KODROFF, P.C.  
1818 Market St.  
Ste. 2500  
Philadelphia, PA 19103

**David A. Rosenfeld**

LERACH COUGHLIN STOIA GELLER RUDMAN & ROBBINS, LLP  
200 Broadhollow Rd.  
Ste. 406  
Melville, NY 11747

**Samuel H. Rudman**

LERACH COUGHLIN STOIA GELLER RUDMAN & ROBBINS, LLP  
200 Broadhollow Rd.  
Ste. 406  
Melville, NY 11747

**Mark Solomon**

LERACH COUGHLIN STOIA GELLER RUDMAN & ROBBINS, LLP  
655 West Broadway  
Suite 1900  
San Diego, CA 92101

**Marc A. Topaz**

SCHIFFRIN BARROWAY TOPAZ & KESSLER, LLP  
280 King of Prussia Road  
Radnor, PA 19087